IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL MISC. APPEAL No. 1815 of 2004

BANSHI LAL
V/S
PRATAP SINGH & ORS

Mr. SURESH SHRIMALI, for the appellant / petitioner

Date of Order : 3.1.2005

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the appellant.

The only contention raised by learned counsel for the appellant is that the amount awarded is inadequate.

I have perused the impugned award. The Tribunal has found that claimant-appellant was 22 years of age, and working as Cleaner. He has suffered in all 7 injuries, out of which two were grievous in nature, resulting into fractures of left thigh and left foot. According to medical certificate Ex.57, he has suffered 45% permanent disability. The learned Tribunal has found the claimant-appellant to be entitled to sum of Rs.13,200/- being loss of income for six months during period when he was under treatment. Then apart from the expenditure incurred in treatment and litigation, the learned Tribunal has awarded compensation for pain and agony suffered on account of operations, and then in addition, awarded total sum of Rs. 1,25,000/-,under different heads of permanent disablement, future loss of earning, compensation for simple injuries etc.. The Tribunal has thus awarded total sum of Rs. 1,69,400/- along with interest from the date of claim petition @9%.

In my view, assessment of compensation made is just and proper, and does not require any interference in this appeal. The appeal is, therefore, dismissed summarily.

(N P GUPTA),J.

/Srawat/